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LABOUR DEPARTMENT.

NOTIFICATION.

No. L.S. 3468—L.W. 172-52-8, dated Bangalore, 22nd September 1952.

Labour Disputes—Dispute between Workers and Management of the Mysore Sugar Company, Limited, Mandya. Award of the Industrial Tribunal, Bangalore—Published.

Read the following papers :—

1. Letter No. Nil dated 28th April 1952 from Sri A. R. Nageswara Iyer, B.A., B.L., Chairman, Industrial Tribunal, Bangalore.

BEFORE THE INDUSTRIAL TRIBUNAL, BANGALORE.

Friday the 8th day of August 1952.

Present.

Sri A. R. Nageswara Iyer, B.A., B.L. ... *Chairman.*

Sri V. Kandaswamy Pillai, B.A., B.L. ... *Member.*

I. C. No. 3 of 1952-53.

BETWEEN THE MANAGEMENT OF THE MYSORE SUGAR COMPANY, LIMITED, MANDYA AND THEIR WORKMEN.

Complaints Nos. 1 to 9/52-53.

Siddayya and others ... *Complainants.*

Vs.

The Management of the Mysore Sugar Company, Limited, Mandya. ... *Respondents.*

For the Complainants.

Sri M. Mahabala Rao, Counsel.

For the Respondents.

Sri G. R. Ethirajulu Naidu, Advocate.

AWARD.

These are complaints under Section 33 (A) of the Industrial Disputes Act. The allegation made by the complainant in each case is that subequent to the reference of the disputes between the Mysore Sugar Company, Limited, and their workmen to this Tribunal for adjudication, the Management without obtaining the permission from the Tribunal, as required by Section 33 of the Act, have meted out punishments to these workers and that that offends the provisions of that section. The complainants in these cases pray that the order of the Management against them may be cancelled and that except in Complaint No. 2/52-53 they may be ordered to be reinstated with back pay.

An objection statement covering all these cases was filed on behalf of the Management and they were all consolidated with the consent of the parties and the case was heard in part.

Sri G. R. Ethirajulu Naidu, learned counsel for the Management, submitted on the next date of hearing that the objection statement filed by the Management would be withdrawn and that the complainants who were discharged from service would be reinstated and the order of transfer of the worker in Complaint No. 2/52-53 would be cancelled. A memo to that effect was also filed by him. Both sides agree that the above proposals be given given effect to before the 9th instant and that those who rejoin duty by the 9th would have their wages until that date and those who rejoin duty subsequent to the 9th would not be entitled to their wages subequent to that date.

Our award therefore is that the order of transfer of the complainant in Complaint No. 2/52-53, stands cancelled and that the complainants in the other cases will be reinstated by the Management before the 9th instant, provided they turn up for duty by then and will be paid their wages until that date, *i.e.*, the 9th of August 1952. Those rejoining duty subsequent to 9th August will not be entitled to their wages thereafter, *i.e.*, subsequent to the 9th August until the date of their rejoining duty. In the circumstances, parties will bear their own costs.

A. R. NAGESWARA IYER,
Chairman.

V. KANDASWAMY PILLAI,
Member.

ORDER No. L.S. 3468—L.W. 172-52-8, DATED BANGALORE, THE 22ND SEPTEMBER 1952.

Whereas under section 33 (A) of the Industrial Disputes Act, 1947 (Central Act XIV of 1947), a complaint was made by Siddayya and other workmen of the Mysore Sugar Company, Limited, Mandya, to the Industrial Tribunal, Bangalore, that their employers (the Management of the Mysore Sugar Company, Limited), have during the pendency of proceedings before the Tribunal, contravened the provisions of section 33 of the said Act;

And whereas the award of the said Tribunal in respect of the said complaint has been received;

Now, therefore, in exercise of the poweres conferred by section 17 of the said Act, the Government of Mysore hereby directs that the said award, as above, be published in the *Mysore Gazette*.

By Order of His Highness the Maharaja,

N. R. JAYA RAO,
Secretary to Government,
Law Department.